761551N25A - SH-AD-32A (2/72)



COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

A Tradition of Service

DATE: December 2, 2010

OFFICE CORRESPONDENCE FILE NO. SH2246631

FROM: ERIC B. SMITH, COMMANDER
LEADERSHIP AND TRAINING DIVISION

TO: KARYN MANNIS, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:**
DEPUTY [redacted] # [redacted]
PALMDALE STATION

Deputy [redacted] was patrolling west on East Avenue Q-4, from 10th Street East when his was drawn to a suspicious, male, black, (later identified as Suspect Dejon King) and attempted to contact him.

Deputy [redacted] exited his patrol car. Deputy [redacted] called out to the suspect to come over to his vehicle as he (Deputy [redacted] took a position near the front left tire. The suspect walked towards Deputy [redacted] and stopped at the curb, approximately one foot away from the right front tire of the patrol vehicle.

Deputy [redacted] began walking around the front of the vehicle in order to contact the suspect. He saw that the suspect's left hand was inside the left side of his pants. He told the suspect to show him his hands. The suspect pulled a revolver from his left pant's pocket, and began shooting at Deputy [redacted] Deputy [redacted] having drawn his firearm, fired two shots at the suspect. He then began backing toward the rear of the patrol car, taking cover.

The suspect took a position at the front of the patrol vehicle and shot several more times at Deputy [redacted] The suspect shot over and through the patrol vehicle, in an attempt to hit the deputy. Deputy [redacted] shot several more rounds toward the suspect. Deputy [redacted] shot through the patrol vehicle's driver's side and through the rear window. During the exchange of gunfire, Deputy [redacted] was struck in the left shoulder.

Deputy [redacted] ran south across the street, and took cover behind several parked cars, while initiating emergency radio traffic. The suspect also ran across the street and also took a position behind a parked car, west of Deputy [redacted] The suspect then began walking towards Deputy [redacted] while pointing the gun in his direction. Deputy [redacted] continued walking east, utilizing the vehicles for cover.

The suspect began walking west and entered a dark colored vehicle. Deputy [redacted] continued moving east, until he arrived at the corner of East Avenue Q-4 and 10th Street East where encountered a small girl, and an adult male, standing on the corner. He told the male, whom he assumed was the girl's father, to shield her.

The suspect drove north on 9th Street East, and out of view. Deputy [redacted] began broadcasting the suspect's, and the vehicle's description, and assisting deputies began to arrive and contain the area.

Deputy [redacted] was treated at the scene by paramedics. He was then transported, via Rescue Helicopter, to Holy Cross Medical Center, in Mission Hills. Medical personnel advised that Deputy [redacted] had sustained a "through and through" gunshot wound to his left shoulder.

The suspect was taken into custody approximately 30 minutes after the shooting. Suspect King utilized a "Ruger" 357 Magnum Revolver. Model "Security Six." The revolver was found to contain six expended 357 Magnum caliber cartridges.

On November 10, 2010 the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.30, Use of Firearms and Deadly Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force, MPP § 3-01/025.30, Use of Firearms and Deadly Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy [redacted] # [redacted] was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by Deputy [redacted] in this incident were within Department Policy.

Eric B. Smith

Eric B. Smith, Commander

EBS:RSP/rsp

TABLE OF CONTENTS
SH#2246631

Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date:	Bureau/Station/Facility:	Admin. Invest.?	Hit?
07-12-09	Field Operations Region II, Palmdale Station	☐	☒

Incident Information

URN: C09-12252-2610-051	Date: 07-12-09 Time: 2000
City or Station: Palmdale	Nature of Incident: Deputy [redacted] observed the suspect walking across the street, appearing to be concealing something in his waist. Deputy exited his car and directed the suspect to walk over to him. Suspect drew a firearm and began shooting at deputy, striking him in the right shoulder. Deputy shot back, causing a grazing wound to the suspect. Suspect fled in vehicle, later taken into custody
Location: [redacted] East Avenue Q-4	

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, Residence, Rural, School, **Street** (circled), Other: ____

Lighting (*circle only one*): Darkness, **Daylight** (circled), Other, Street Lights

Weather (*circle only one*): **Clear** (circled), Cloudy, Fog, Rain

Distance: 6-15 feet

Incident Type (*circle one or more*): Accidental, **Armed Person** (circled), Fleeing Suspect, Foot Pursuit, Gun Take Away, Moving Vehicle, Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Warning Shot, Other: ____

Initiated by (*circle only one*): Arrest Warrant, Call, **Observation** (circled), One Person Unit, Other, Search Warrant, Two Person Unit

Prior Activity (*circle only one*): Detective, Inmate Transport, Other, **Routine Patrol** (circled)

Total # of Shots Fired by Deputy: 10

Total # of Shots Fired by Suspect: 6

Aero Unit? ☐ Canine Unit? ☐

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Non Employee Witnesses

Last Name			First Name		M.I.
Street Address	City		Zip Code	Work Ph	Home Ph
Last Name			First Name		M.I.
Street Address	City		Zip Code	Work Ph	Home Ph
Last Name			First Name		M.I.
Street Address	City		Zip Code	Work Ph	Home Ph

Supervisors

Employee #	Last Name	First Name	M.I.	(*circle one or more*)
[redacted]	Nagel	Andrew		**On Duty** (circled), Present during shooting, Witness to shooting, Involved in shooting
				On Duty, Present during shooting, Witness to shooting, Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Young	Alan	

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Stillwell	Dustin	

PSTD Use Only
SH # ____

Officer Involved Shooting

URN: 009-12252-2610-051

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
07-12-09	1140	07-29-10	

Employee #	Last Name	First Name	M.I
[redacted]	Flores	Carlos	
[redacted]	Strong	Eric	
[redacted]	Kusch	Rod	

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E#1	FH	ZZ	38	N		GS	SH
E#1	S#1	FH	HK	45	Y	Y	GS	AD

SH-R-438A rev. 3/07

See Front Side

Officer Involved Shooting
Involved Employee Information

URN: 009-12252-2610-051

Involved Employee

E 1

Employee # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.

Sex. [redacted]	Rank Deputy	Unit Assignment: [redacted]	Work Assignment (Unit #, [redacted]):
ShiftTime (*circle only one*): [redacted]	[redacted]	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☒	Hospital Name: Holy Cross	Coroner Case? ☐	Coroner Case # — Interviewed? ☐
Hrs of sleep prior to shooting: 10	Duty [redacted]	Clothing (*circle only one*): Plain Clothes no Vest / Raid Jacket w/ Vest Plain Clothes w/ Vest / Uniform no Vest Raid Jacket no Vest / (Uniform w/ Vest)	Other Factors:
Age: [redacted] Height: [redacted] Weight: [redacted]			
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted] Prior Shootings? [redacted]	Number of Prior Shootings: [redacted] Directed Force: [redacted]
Weapons Fired Brand: Heckler and Koch	Caliber 45	# Shots 10	Weapons Fired Brand: — Caliber — # Shots
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.

E ___

Employee #	Last Name	First Name	M.I.

Sex: Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # — Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest / Raid Jacket w/ Vest Plain Clothes w/ Vest / Uniform no Vest Raid Jacket no Vest / Uniform w/ Vest	Other Factors:
Age: Height: Weight:			
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit: Prior Shootings? ☐	Number of Prior Shootings: Directed Force: ☐
Weapons Fired Brand:	Caliber	# Shots	Weapons Fired Brand: — Caliber — # Shots
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E ___

Employee #	Last Name	First Name	M.I.

Sex: Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # — Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest / Raid Jacket w/ Vest Plain Clothes w/ Vest / Uniform no Vest Raid Jacket no Vest / Uniform w/ Vest	Other Factors:
Age: Height: Weight:			
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit: Prior Shootings? ☐	Number of Prior Shootings: Directed Force: ☐
Weapons Fired Brand:	Caliber	# Shots	Weapons Fired Brand: — Caliber — # Shots
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

Officer Involved Shooting
Suspect Information

URN: 009-12252-2610-051

Suspect Information

S 1

Last Name King	First Name Dejon	M.I.
AKA Last Name	First Name	M.I.

Sex: M Race: Black	Street Addre[redacted]	City [redacted]	[redacted] Zip Code:
Work Phone: [redacted]	Home Pho[redacted]	Social Security #:	Driver's License #:
Age: 18 D.O.B. 07-22-90	Height: 603 Weight: 150	FBI # [redacted]	CII # [redacted]
Booking # 1980607	Primary Charge: 245(c) PC	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☒	Apprehended? ☒	Mental Illness? ☐	Criminal History? [redacted]
Vehicle Make		Model:	Year:

S___

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S___

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S___

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.

Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

See Other Side

INVESTIGATIVE SUMMARY
DEPUTY INVOLVED SHOOTING: HIT
SH# 2246631
URN 009-12252-2610-011

DATE / TIME / LOCATIONS

Sunday, July 12, 2009
2000 hours
[redacted] East Avenue Q-4, Palmdale

On July 12, 2009, at approximately 2000 hours, Deputy [redacted] was working Unit [redacted] out of the Palmdale Station. Deputy [redacted] was working alone, and driving his patrol vehicle west on East Avenue Q-4, from 10th Street East.

Deputy [redacted] attention was drawn to a tall male black, (later identified as Suspect Dejon King), who was walking east on East Avenue Q-4, in the middle of the street. The suspect was wearing oversized clothing, and appeared to be trying to conceal something beneath his clothing. As Deputy [redacted] approached, the suspect began walking north, to the apartment complex at [redacted] East Avenue Q-4. The suspect attempted to open the apartment complex's security door, but it was locked.

Deputy [redacted] stopped his vehicle in front of the apartment complex, against the north curb. He decided to contact the suspect, and he exited his patrol car. Deputy [redacted] called out to the suspect to come over to his vehicle, and he (Deputy [redacted] took a position near the front left tire of the vehicle. The suspect walked towards Deputy [redacted] and stopped at the curb, approximately one foot away from the right front tire of the patrol vehicle.

Deputy [redacted] began walking around the front of the vehicle in order to contact the suspect. He saw that the suspect's left hand was inside the left side of his pants, and he told the suspect to show him his hands. The suspect pulled a revolver from his left pant's pocket, and began shooting at Deputy [redacted] Deputy [redacted] having drawn his firearm, fired two shots at the suspect. He then began backing away from the suspect, towards the rear of the patrol car, in order to take cover.

The suspect took a position at the front of the patrol vehicle, and shot several more times at Deputy [redacted] The suspect shot over and through the patrol vehicle, in an attempt to hit the deputy. Fearing for his life, Deputy [redacted] shot several more rounds towards the suspect. Deputy [redacted] shot through the patrol vehicle's driver's side, and through the rear window. During the exchange of gunfire, Deputy [redacted] was struck in the left shoulder.

Deputy [redacted] ran south across the street, and took cover behind several parked

cars, while at the same time initiating emergency radio traffic. The suspect also ran across the street, and also took a position behind a parked car, several cars west of Deputy [redacted] position. The suspect then began walking towards Deputy [redacted] while pointing the gun in his direction. Deputy [redacted] continued walking east, utilizing the vehicles for cover.

The suspect turned and began walking west, and entered a dark colored vehicle, which was parked on the south curb, facing east. Deputy [redacted] continued moving east, until he arrived at the corner of East Avenue Q-4 and 10th Street East. Deputy [redacted] encountered a small girl, and an adult male, standing on the corner close to where he had taken a position. Deputy [redacted] took hold of the girl and positioned her in the yard of a residence on the south side of East Avenue Q-4. He told the male, whom he assumed was the girl's father, to get on top of her in order to shield her.

IAB Note: Neither the adult male, nor the girl were identified or found after the incident.

The suspect initiated a U-turn, and began traveling west on East Avenue Q-4. He subsequently made a right turn, north on 9th Street East, and out of view. Deputy [redacted] began broadcasting the suspect's, and the vehicle's description, and assisting deputies began to arrive and contain the area.

IAB Note: With the aid of assisting units and the Aero unit, the suspect's vehicle was observed approximately 15 minutes after the shooting. After a brief vehicle and foot pursuit, the suspect was taken into custody at [redacted] Cape Cod Lane, Palmdale. The suspect was taken into custody approximately 30 minutes after the shooting. Supplemental Reports, regarding Suspect King's arrest are included in this case book. See **Volume II, Pages 20-60.**

Deputy [redacted] was treated at the scene by paramedics. He was then transported, via Rescue Helicopter, to Holy Cross Medical Center, in Mission Hills. Medical personnel advised that Deputy [redacted] had sustained a "through and through" gunshot wound to his left shoulder.

Internal Affairs Bureau Lieutenant Rod Kusch was notified, and Sergeants Carlos Flores and Eric Strong responded to conduct an administrative review of the incident. The following review is based on written documentation, interviews of witnesses, involved deputies, and medical staff.

IAB SHOOTING / FORCE TEAM

Lieutenant Rod Kusch, Sergeant Carlos Flores and Sergeant Eric Strong.

INVOLVED PERSONNEL

[redacted] Deputy #[redacted] [redacted] [redacted] [redacted] [redacted]
Palmdale Sheriff's Station

Date of Employment: 09-18-2006
Date Assigned to Patrol: [redacted]
Date Completed Patrol Training: [redacted]
Prior Shooting Incidents: [redacted]
Prior Founded Force Incidents: [redacted]



SUSPECT(S)

King, Dejon Ray MB/19 6-03 170

The Consolidated Criminal History System reveals Suspect King has been [redacted] Suspect King claimed to be an ex member of the "Ballers on Plan" Gang. He also claimed he had [redacted] that are "Pasadena Denver Lane" Gang members.

> **IAB Note:** Suspect King's Criminal History Report is included in this case book. See **Exhibit A.**

EMPLOYEE WITNESSES

None

NON-EMPLOYEE WITNESSES

[redacted] MH/8, DOB [redacted]

INJURIES

Suspect King was transported and treated at Antelope Valley Medical Center, located at 1600 West Avenue J, Lancaster. He was treated by nurse practitioner Vicki Miranda. Suspect King sustained a gunshot wound (grazing) to the abdomen. He was also treated for a laceration above his right eye, and a broken nose. Suspect King told the medical staff that he did not remember how he sustained his injuries.

> **IAB Note:** Palmdale Station Detective Chris Bergo #[redacted] was tasked with transporting Suspect King to the Antelope Valley Medical Center. He

documented his actions and Suspect King's injury information on a Supplemental Report. The Supplemental Report is included in this case book. See **Volume II, Page 20.** Photographs of Suspect King's injuries are included in this case book. See **Exhibits A and F**.

DEPUTY PERSONNEL:

Deputy [redacted] sustained a "through and through" gunshot wound to the left shoulder. He was treated by Emergency Room Doctor Walid Arnot, at Holy Cross Medical Center, in Mission Hills.

IAB Note: Photographs of Deputy [redacted] injury are included in this case book. See **Exhibits D and G**.

PHYSICAL EVIDENCE

Several items were recovered from the crime scene, and documented in the Supplemental Reports.

IAB Note: Photographs of the scene are included in this report, see **Exhibits B and F**. A list of collected evidence is also included, see **Exhibit E** and **Volume II, Pages 229-273** .

DISTANCE

Approximately five to twelve feet.

INVESTIGATOR OBSERVATIONS

The 900 Block of East Avenue Q-4 is an east/west residential street, with one lane of traffic in each direction. The street has a standard raised cement curb on both sides of the street, but only the north side has a sidewalk.

There are three large apartment complexes on the north side of the street, and a large empty lot on the south. When investigators arrived they observed a Sheriff's Department patrol vehicle parked in front of [redacted] The vehicle was parked on the north side, facing west. There were several vehicles parked on the south side.

The patrol vehicle appeared to have multiple bullet holes. The rear window was shattered, and the windshield appeared to have several bullet holes. There were multiple bullet casings behind, and to the south of the patrol vehicle.

For a detailed description of the scene, see Homicide Bureau's investigator's Supplemental Report (**Volume II, Page 73**). Photographs of the scene were taken (**Exhibits B and F**),

and a sketch of the scene was completed by personnel from the Scientific Services Bureau (**Exhibit E and Volume II, Page 230**).

IAB Note: Area and Neighborhood Maps are also included in this report. See **Exhibit C**.

REVIEW OF RADIO TRANSMISSIONS

The Internal Affairs Investigator reviewed the emergent radio broadcast initiated by Deputy [redacted]

In the recording, Deputy [redacted] is heard shouting out his location, and advising that he had been shot. He also requests for Paramedics to respond to the his location. After having been acknowledged by the Public Response Dispatcher, Deputy [redacted] is heard shouting "Watch out, Watch out," as if shouting to someone at the scene.

IAB Note: During his interviews, Deputy [redacted] stated that shortly after the shooting, he encountered a girl with her father. He said he took hold of the girl and placed her in a yard of a home, and told her father to lay on top of her, in order to shield her. Deputy [redacted] said he did so because he feared the suspect was going to drive by and shoot again. Neither the girl, nor her father were identified.

Assisting units are then heard advising their estimated time of arrivals. Deputy [redacted] advises the suspect's, and the vehicle's description, and the route the suspect took to flee the location. Assisting deputies are then heard initiating a containment of the area, and they request a "Rescue Helicopter" for Deputy [redacted] A request for the Sheriff's Department Aero Unit is also made. Deputies also advise that the suspect's firearm had been found at the scene.

Approximately 15 minutes after the initial emergent radio traffic, the suspect's vehicle is observed by the aero unit and field deputies. Deputies broadcast a short vehicle and foot pursuit, and the suspect's subsequent arrest. The suspect is taken into custody approximately 28 minutes after the shooting.

IAB Note: Documentation regarding the vehicle and foot pursuits were handled by the Palmdale Station command personnel. A Compact Disc, containing a recording of the emergency radio traffic is included in this case book. See **Exhibit H**.

LIGHTING AND WEATHER CONDITIONS

It was still light outside when the incident occurred (2000 hours).

WEAPONS USED BY DEPUTY PERSONNEL

Deputy [redacted]

Service Weapon Type:	Semi-Automatic Pistol. 45 Caliber, Heckler and Koch, Model USP
Rounds Fired:	10
Type of Ammunition Used:	45 Auto Caliber Cartridge
Date Employee Last Qualified:	[redacted]

IAB Note: A Supplemental Report, containing information regarding Deputy [redacted] firearm is included in this case book. See **Volume II, Page 248**.

WEAPONS USED BY SUSPECT

Suspect King utilized a "Ruger" 357 Magnum Revolver. Model "Security Six." The revolver was found to contain six expended 357 Magnum caliber cartridges.

IAB Note: Photographs of Suspect King's firearm is included in this case book. See **Exhibits B and F**. A Supplemental Report, containing information regarding Suspect King's firearm is also included. See **Volume II, Page 248**.

PROPERTY DAMAGE

The Sheriff's Department Patrol Vehicle, Number SD5186 sustained extensive damage. Multiple bullet holes and a shattered rear window. Three bullet impacts were found on the apartment building located at [redacted] Based on Deputy [redacted] statements and the angle of his vehicle, it is apparent that the damage was caused by Deputy [redacted] service weapon and the suspect's firearm.

IAB Note: For a complete listing of the damage to the patrol unit, and the apartment building, see the Supplemental Report submitted by the Scientific Services Bureau personnel. That report is included in this case book. See **Volume II, Page 251**.

CRIMINAL INVESTIGATOR/CHARGES FILED

Investigators: Detectives Michael Velento #[redacted] and Todd Anderson #[redacted] Homicide Bureau

Charges: Attempt Murder 664/187 (a) PC, Assault With a Deadly Weapon on Peace Officer 245 (d)(1) PC, Carrying a Loaded Firearm 12031 (a)(1) PC, Using a Firearm in the Commission of a Felony 12022.53 (b) PC,

and Felony Evading 2800.2(a) VC.

IAB Note: On November 4, 2004, the preliminary hearing for Suspect King commenced at the Antelope Valley Courthouse, Division A-20. Suspect King was held to answer on the above indicated charges. Case Number MA046242. On June 7, 2010, Suspect King's trial, for attempt murder of a police officer, began. On June 24, 2010, Suspect King was found guilty of the charge, and is scheduled to be sentenced on August 6, 2010. He is expected to be sentenced to 35 years to life in prison.

INVOLVED EMPLOYEE STATEMENTS

Involved Deputy [redacted] was interviewed at the **Holy Cross Medical Center,** in Mission Hills, by **Homicide Bureau Detectives** Michael Valento and Todd Anderson. The interview was conducted on July 15, 2009, at 1050 hours, and was digitally audio recorded.

Deputy [redacted] said that as he was traveling west on East Avenue Q-4, his attention was drawn to Suspect King, who was walking west, in the middle of the street. He said that when the suspect looked in his direction, he appeared nervous. He said the suspect abruptly turned left and approached the apartment complex at [redacted] which is known for gang and narcotic activity.

Deputy [redacted] said the suspect was shifting his clothing, as if preparing to retrieve and toss something, or securing a weapon. He said that the suspect attempted to open the apartment's security door, but it was locked. He said the suspect looked back at him several times, as he attempted to enter the complex.

Deputy [redacted] said that he decided to contact the suspect, so he stopped and exited his patrol vehicle. He then asked the suspect to walk over to the patrol vehicle, and the suspect complied, stopping at the curb by the front right tire. Deputy [redacted] said that he began walking around the front of his vehicle, in order to contact the suspect, and saw that the suspect's left hand was inside the left side of his pants. Deputy [redacted] said he told the suspect to remove his hands from his pants, at which point the suspect pulled out a revolver.

Deputy [redacted] said he retrieved his firearm from the holster as the suspect fired his weapon. He said he (Deputy [redacted] fired two times at the suspect, utilizing a "hip shot" tactic. He said that he began walking back towards the rear of the patrol vehicle in order to obtain cover. As he backed away he fired two more shots at the suspect, through the vehicle's driver's side window, and the windshield.

Deputy [redacted] said the suspect fired several more times at him, holding the gun up over his head, trying to shoot over the car. He said he continued walking towards the back

of the patrol vehicle, firing several more rounds at the suspect. He said that when he reached the trunk area, he fired several more shots at the suspect, through the back window.

Deputy [redacted] said he realized that he had been struck in the shoulder, and feared that his injury would negatively impact his ability to reload his weapon. He said he also feared that the suspect was going to run straight at him. Deputy [redacted] said he decided to run across the street, in order to distance himself from the suspect, and obtain better cover. He said he initiated an assistance request via his portable radio.

Deputy [redacted] said he ran in a south east direction, and utilized some parked vehicles as cover. He said the suspect also ran across the street, and got behind other parked cars, several feet west of where he had taken a position. He said he saw the suspect point his revolver at him and pull the trigger, but he did not hear any shots.

Deputy [redacted] said he then saw the suspect enter a dark colored vehicle, which was parked on the south side. He said the suspect's vehicle was parked approximately two car lengths west of where he had parked his patrol unit. Deputy [redacted] said he feared the suspect was going to advance on him in his vehicle, and continue shooting. He said he (Deputy [redacted] retreated further east, until he reached the corner of 10th Street East and East Avenue Q-4.

Deputy [redacted] said he saw the suspect's vehicle began traveling in an easterly direction, but he lost sight of it. He said the suspect must have made a U-turn, and left the area in a west direction.

IAB Note: The Homicide Bureau Detectives summarized their interview with Deputy [redacted] in a Supplemental Report included in this case book. See **Volume II, Page 116**. A Compact Disc, containing the audio recording of Deputy [redacted] interview is also included in this case book. See **Exhibit I**.

Involved Deputy [redacted] was interviewed at **Internal Affairs Bureau** by Sergeants Carlos Flores and Scott Graham, on July 22, 2010, at 1010 hours. He was represented by Green and Shinee Attorney Audra Call. The interview was audio-recorded.

Deputy [redacted] statement and description of the incident during this interview was essentially the same as he provided to Homicide detectives. He then answered questions relative to tactics and training. Deputy [redacted] said that although the incident occurred at 2000 hours, it was still light outside. He said that he clearly saw the suspect, and the suspect's firearm.

Deputy [redacted] said that he saw the suspect retrieve his firearm from his pant's

pocket, and quickly point it at him. He said that the suspect shot first, and he believed he was hit with one of the first shots fired. Deputy [redacted] said he fired two rounds at the suspect, utilizing a "hip shot" tactic. He said he then quickly began walking towards the rear portion of his vehicle. He said the suspect continued shooting at him as he retreated.

Deputy [redacted] said that due to the suspect's continuous aggression and assault, he (Deputy [redacted] shot several more rounds at him, through his open driver's side window, and front windshield. Deputy [redacted] said that he was able to obtain his target (suspect) in his sights, but due to his injured left shoulder, he held his firearm with only his right hand. He said he was aware that his backdrop was the apartment complex, and he did not see anyone behind the suspect.

Deputy [redacted] said that he was trying to remain low as he retreated, utilizing the vehicle for cover and concealment. Deputy [redacted] said that when he arrived to the rear of the vehicle, he saw the suspect still pointing the weapon in his direction, trying to aim and obtain a shot above the Sheriff's vehicle. Deputy [redacted] said he fired additional rounds at the suspect, through the back window of his vehicle. Deputy [redacted] said he fired his weapon because he felt the suspect was trying to kill him.

Deputy [redacted] said that in order to obtain some distance between himself and the suspect, he decided to run south, across the street. He said that he "backpeddled," keeping an eye on the suspect, and took cover behind a parked vehicle on the south curb. He said he somehow was able to retrieve the microphone of his radio, and initiate emergent radio traffic, requesting assistance.

Deputy [redacted] said he saw the suspect also cross the street, pointing his weapon at him as he crossed. He said the suspect also took a position behind a parked car, utilizing it as cover. Deputy [redacted] said he then saw the suspect open the door of a parked vehicle, and enter it. He said the he feared the suspect was going to either reload or obtain an additional weapon. Deputy [redacted] said he also feared the suspect was going to drive his vehicle towards him, and continue his assault. He said he was concerned that due to his injured shoulder, he would not be able to reload his firearm. Deputy [redacted] said he knew he fired several rounds, and believed he only had approximately two rounds left in his firearm.

Deputy [redacted] said he began running east on East Avenue Q-4, knowing that his assisting units would be arriving from 10th Street East. He said he saw a vehicle parked on the south west corner, and he decided he would use that for cover and concealment. He said he had seen the suspect's vehicle began to pull out, and he felt he was going to drive east towards him.

Deputy [redacted] said that as his assisting units arrived, he realized that the suspect had made a U-turn, and fled westbound on Avenue Q-4.

For Deputy [redacted] complete statements, refer to his interview transcripts (Included in **Volume I and Volume II**).

WITNESS STATEMENTS

The residential neighborhood near the shooting scene was canvassed for any potential witnesses. The area was canvassed by Palmdale Station personnel, and Homicide Bureau detectives.

One witness was found [redacted] and interviewed by Palmdale Station Deputy Georgina Carmona #[redacted]

Several other individuals stated they heard gunshots, but did not actually witness the shooting, or had any knowledge of the circumstances surrounding the incident. Several people said that after hearing gunshots they observed the suspect's vehicle traveling west on Avenue Q-4.

IAB Note: Deputies that canvassed the area, and contacted several potential witnesses, documented their actions on Supplemental Reports. The Supplemental Reports are included in this case book. See **Volume II, Pages 20-60.**

[redacted] MH/8 [redacted]

Witness [redacted] is an [redacted] year old boy, who resides at [redacted] Palmdale. He was interviewed by Deputy Georgina Carmona #[redacted] on July 12, 2010. The interview was not audio recorded.

Witness [redacted] stated that he heard what sounded like firecrackers, coming from the front of the apartment building. He said he looked outside, and saw a tall, thin, black male, shooting a firearm at a deputy. Witness [redacted] said he then saw the suspect throw the gun on the street, and get in a vehicle that was parked across the street. He said the suspect drove the vehicle west on Avenue Q-4, and out of view.

IAB Note: Deputy Carmona summarized her interview with Witness [redacted] on a Supplemental Report. The Supplemental Report is included in this case book. See **Volume II, Page 27.** At the conclusion of the interview, Witness [redacted] FH/37, indicated to Deputy Carmona that she did not want her [redacted] to make additional statements. Ms. [redacted] expressed fear of her [redacted] becoming involved in the incident. Based on her statements, Homicide Bureau detectives did not make additional attempts to contact Witness [redacted]

SUSPECT'S STATEMENTS

Suspect King was interviewed by Homicide Bureau Detectives Michael Valento and Todd Anderson, on July 13, 2009, at 0535 hours. The interview was conducted in an interview room at the Palmdale Station jail. Suspect King chose to speak to the detectives without representation. The interview was digitally audio recorded.

Suspect King initially denied being involved in a shooting with Deputy [redacted] Later in the interview he admitted that he shot at Deputy [redacted] because he was scared that he would be arrested.

Suspect King said that when Deputy [redacted] attempted to detain him, he (Suspect King) removed his handgun, which was concealed in his front left pocket of his shorts. He said he then began shooting at the deputy, from approximately seven feet away. Suspect King said that after the shooting, the deputy began running east. He said he (Suspect King) then got into his [redacted] vehicle, which he had borrowed, and left the location.

For his complete statement, refer to Suspect King's interview transcript (**Volume II of Volume II, Page 105**).

> **IAB Note:** Homicide investigators summarized Suspect King's interview on a Supplemental Report. See **Volume II, Page 111.** A Compact Disc, containing the audio recording of Suspect King's interview is also included in this case book. See **Exhibit I**.